

1 LYSSA S. ANDERSON
Nevada Bar No. 5781
2 RYAN W. DANIELS
Nevada Bar No. 13094
3 KAEMPFER CROWELL
1980 Festival Plaza Drive, Suite 650
4 Las Vegas, Nevada 89135
Telephone: (702) 792-7000
5 Fax: (702) 796-7181
landerson@kcnvlaw.com
6 rdaniels@kcnvlaw.com

7 *Attorneys for Defendants*
Sheriff Joseph Lombardo,
8 *Officer D. Coyne and Officer G. Anton*

9 UNITED STATES DISTRICT COURT

10 DISTRICT OF NEVADA

11 JAWANN BOWIE,

CASE NO.: 2:18-cv-00686-GMN-PAL

12 Plaintiff,

13 vs.

**STIPULATION TO EXTEND
DISCOVERY**

(Second Request)

14 OFFICER D. COYNE, in his official capacity
as Las Vegas Metropolitan Peace Officer;
15 OFFICER G. ANTON, in his official capacity
as Las Vegas Metropolitan Peace Officer;
16 SHERIFF JOE LOMBARDO, in his official
capacity as Las Vegas Metropolitan Police
17 Sheriff; CITY OF CLARK COUNTY
NEVADA,

18 Defendants.

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20 Jawann Bowie ("Plaintiff"), Officer Daniel Coyne, Officer George Anton and Sheriff
21 Joseph Lombardo ("LVMPD Defendants") and Clark County ("County") stipulate and request to
22 extend the discovery cut-off date for thirty (30) days to allow the parties additional time to
23 complete discovery. The current cut-off date is February 12, 2019 but the parties agree it should
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1 be continued until **March 14, 2019**. The parties respectfully request the Court enter an order to
2 extend discovery for a brief period to allow the deposition of Plaintiff to be taken.

3 **I. DISCOVERY COMPLETED TO DATE**

4 The parties have exchanged their initial Rule 26 Disclosures and LVMPD Defendants
5 provided their first supplemental disclosures to the parties. LVMPD Defendants served their
6 initial written discovery requests (Interrogatories, Requests for Production of Documents and
7 Requests for Admissions) on Plaintiff and Plaintiff has responded. LVMPD Defendants timely
8 disclosed their expert report. Recently LVMPD Defendants served several third-party
9 subpoenas.

10 **II. DISCOVERY YET TO BE COMPLETED**

11 Upon receipt of the response to the various third-party subpoenas, LVMPD Defendants
12 will provide a supplemental disclosure. The deposition of Plaintiff is to be scheduled by the
13 LVMPD Defendants.

14 **III. REASONS WHY REMAINING DISCOVERY HAS NOT BEEN COMPLETED**

15 The parties previously requested an extension of the discovery deadlines and have been
16 diligent in conducting discovery since the request was granted. However, due to the holidays,
17 hearings, calendar and deadlines in other matters, LVMPD Defendants' Counsel has no time to
18 depose the Plaintiff prior to the close of discovery. As such, the parties request a brief thirty day
19 extension so that Plaintiff's deposition can be taken in February.

20 **IV. PROPOSED EXTENDED DEADLINES**

21 The parties respectfully request this Court enter an order as follows:

22 **(A) Discovery Deadline.**

23 The current discovery cut-off date of February 12, 2019, should be extended for a period
24 of thirty (30) days, up to and including **March 14, 2019**.

1 **(B) Experts and Rebuttal Experts.**

2 The deadline for disclosure of expert reports has passed and the parties do not request any
3 extension of this deadline. The parties, and each of them, shall disclose rebuttal experts by
4 **January 14, 2019.**

5 **(C) Dispositive Motions.**

6 All pretrial motions, including but not limited to, discovery motions, motions to dismiss,
7 motions for summary judgment, and all other dispositive motions shall be filed and served no
8 later than thirty (30) days after the close of discovery, or by **April 15, 2019.**

9 **(D) Motions in Limine/Daubert Motions.**

10 Under LR 16-3(b), any motions in limine, including *Daubert* motions, shall be filed and
11 served 30 days prior to the commencement of Trial. Oppositions shall be filed and served and
12 the motion submitted for decision 14 days thereafter. Reply briefs will be allowed only with
13 leave of the Court.

14 **(E) Pretrial Order.**

15 Pursuant to LR 26(1)(e)(5), the Joint Pretrial Order shall be filed with this Court no later
16 than thirty (30) days after the date set for filing dispositive motions, or by **May 15, 2019**, unless
17 dispositive motions are filed, in which case the date for filing the Joint Pretrial Order shall be
18 suspended until 30 days after the decision on the dispositive motions or further order of this
19 Court. The disclosures required by Fed. R. Civ. P. 26(a)(3) and any objections shall be included
20 in the final pretrial order.

21 **(F) Interim Status Report.**

22 The parties have already filed the Joint Interim Status Report at ECF No. 25.

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1 **(G) Extensions or Modification of the Discovery Plan and Scheduling Order.**

2 In accordance with LR 26-4, applications to extend any date set by the discovery plan,
 3 scheduling order, or other order must, in addition to satisfying the requirements of LR 6-1, be
 4 supported by a showing of good cause for the extension. All motions or stipulations to extend a
 5 deadline set forth in a discovery plan shall be received by the Court not later than 21 days before
 6 the expiration of the subject deadline. A request made after the expiration of the subject deadline
 7 shall not be granted unless the movant demonstrates that the failure to set was the result of
 8 excusable neglect. Any motion or stipulation to extend a deadline or to reopen discovery shall
 9 include:

- 10 (a) A statement specifying the discovery completed;
- 11 (b) A specific description of the discovery that remains to be completed;
- 12 (c) The reasons why the deadline was not satisfied or the remaining discovery was
 13 not completed within the time limits set by the discovery plan; and
- 14 (d) A proposed schedule for completing all discovery.

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1 This request for an extension is made in good faith, jointly by the parties hereto, to allow
2 the parties adequate time for discovery. This request is timely. Trial is not yet set in this matter
3 dispositive motions have not yet been filed. Accordingly, this extension will not delay this case.
4 Moreover, since this request is a joint request, neither party will be prejudiced. The extension
5 will allow the parties the necessary time to prosecute this case.

6 DATED this 7th day of January, 2019.

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8 By: /s/ Lyssa S. Anderson
9 LYSSA S. ANDERSON
10 (Nevada Bar No. 5781)
11 RYAN W. DANIELS
12 (Nevada Bar No. 13094)
13 1980 Festival Plaza Dr.
14 Las Vegas, Nevada 89135

By: /s/ Jawann Bowie
JAWANN BOWIE
1143 S. Prairie
Inglewood, CA, 90301


Plaintiff in Proper Person

Attorneys for Defendants
Sheriff Joseph Lombardo, Officer D.
Coyne and Officer G. Anton

15 By: /s/ Jason B. Patchett
16 JASON B. PATCHETT
17 (Nevada Bar No. 13928)
18 500 S. Grand Central Pkwy.
19 Las Vegas, NV 89155

Attorney for Clark County

20 **IT IS SO ORDERED:**

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UNITED STATES MAGISTRATE JUDGE
CASE NO.: 2:18-cv-00686-GMN-PAL

Dated: January 10, 2019